

CERTIFICATE OF FILING

I hereby certify that this correspondence and every paper referred to therein as being enclosed is being transmitted to the United States Patent and Trademark Office via facsimile, EFS Web filing or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on the date indicated below.

Date: October 1, 2008

By


Jennifer Archer

Attorney Docket No. 107101-47
Confirmation No. 2497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Elisabeth ARKENAU-MARIC et al.
SERIAL NO. : 10/567,594
CUSTOMER NO. : 27386
FILED : December 12, 2006
FOR : DOSAGE FORM THAT IS SAFEGUARDED FROM
ABUSE
ART UNIT : 1618
EXAMINER : Micah Paul Young

October 1, 2008

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF DECLARATION UNDER RULE 132

SIR:

Please place of record the accompanying Declaration under Rule 132
regarding Oshlack et al US 2003/0064099 A1.

REMARK

This declaration under Rule 132 is being filed to obviate a rejection over the Oshlack '99 reference.

Favorable action is respectfully solicited.

Respectfully submitted,
NORRIS MCLAUGHLIN & MARCUS, P.A.

By William C. Gerstenzang/
William C. Gerstenzang
Reg. No. 27,552

WCG/ja
Enclosure: Declaration

875 Third Avenue - 18th Floor
New York, New York 10022
Phone: (212) 808-0700
Fax: (212) 808-0844